

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

OMIX-ADA, INC.,

Plaintiff,

vs.

CHANGZHOU JUILONG AUTO LAMPS
FACTORY, *et al.*,

Defendants.

Case No.: 2:16-cv-02527-GMN-CWH

ORDER

Having duly considered the unopposed Motion for Entry of Final Judgment and Permanent Injunction filed by Plaintiff Omix-Ada, Inc. (“Plaintiff”), the Court hereby enters this final judgment by default against Defendants Guangzhou Vcan Electronic Technology Co., Ltd. (“Guangzhou Vcan”), Shenzhen Unisun Technology Co., Ltd. (“Unisun”), and Unity 4WD Accessories Co., Ltd. (“Unity”) (collectively, “Defendants”) pursuant to Rule 55(b) of the Federal Rules of Civil Procedure.

IT IS HEREBY ORDERED that Omix’s Motion for Final Judgment and Permanent Injunction by Default, (ECF No. 42), is **GRANTED**.

IT IS FURTHER ORDERED that judgment is entered against Defendants for willfully infringing Omix’s United States Patent No. US 9,145,084 B2 in violation of 35 U.S.C. § 271.

IT IS FURTHER ORDERED that judgment is entered against Defendant Unity for willfully infringing Omix’s United States Patent Nos. US D749,995 S and US D692,290 S in violation of 35 U.S.C. § 271.

IT IS FURTHER ORDERED that judgment is entered against Defendant Unity for willfully infringing Omix’s RUGGED RIDGE trademark in violation of the Lanham Act, 15 U.S.C. § 1051, *et. seq.*

1 **IT IS FURTHER ORDERED** that judgment is entered against Defendant Unity for
2 unfair competition.

3 **IT IS FURTHER ORDERED** that Defendants and their officers, agents, servants,
4 employees and attorneys, and all other persons acting in active concert or participation with any
5 of them, are hereby permanently enjoined from infringing Omix's United States Patent No. US
6 9,145,084 B2 including, but not limited to, making, using, selling, offering to sell, and
7 importing into the United States products covered by U.S. Patent No. US 9,145,084 B2 and
8 colorable imitations thereof pursuant to 15 U.S.C. § 283 and Rule 65(d) of the Federal Rules of
9 Civil Procedure.

10 **IT IS FURTHER ORDERED** that Defendants and their officers, agents, servants,
11 employees and attorneys, and all other persons acting in active concert or participation with any
12 of them, are hereby permanently enjoined from infringing Omix's United States Patent No. US
13 D749,995 S including, but not limited to, making, using, selling, offering to sell, and importing
14 into the United States products covered by U.S. Patent No. US D749,995 S and colorable
15 imitations thereof pursuant to 15 U.S.C. § 283 and Rule 65(d) of the Federal Rules of Civil
16 Procedure.

17 **IT IS FURTHER ORDERED** that Defendants and their officers, agents, servants,
18 employees and attorneys, and all other persons acting in active concert or participation with any
19 of them, are hereby permanently enjoined from infringing Omix's United States Patent No. US
20 D692,290 S including, but not limited to, making, using, selling, offering to sell, and importing
21 into the United States products covered by U.S. Patent No. US D692,290 S and colorable
22 imitations thereof pursuant to 15 U.S.C. § 283 and Rule 65(d) of the Federal Rules of Civil
23 Procedure.

24 **IT IS FURTHER ORDERED** that, pursuant to 15 U.S.C. § 1116 and Rule 65(d) of the
25 Federal Rules of Civil Procedure, Defendants and their officers, agents, servants, employees

1 and attorneys, and all other persons acting in active concert or participation with any of them,
2 are hereby permanently enjoined from:

3 1. Using any reproduction, counterfeit, copy or colorable imitation of Omix's
4 RUGGED RIDGE mark in commerce including, but not limited to: (a) by selling,
5 offering to sell, distributing, promoting or advertising any good or service in connection
6 with such reproduction, counterfeit, copy or colorable imitation of the RUGGED
7 RIDGE mark; or (b) by displaying any reproduction, counterfeit, copy or colorable
8 imitation of the RUGGED RIDGE mark in the United States;

9 2. Representing, directly or indirectly, in any form or manner whatsoever,
10 that any products or services offered for distribution or sale by Defendants are related to,
11 affiliated with, approved by, or sponsored by Omix, or committing any other acts
12 calculated to cause consumers to believe that Defendants' products and services or that
13 Defendants' businesses are that of Omix's or somehow related to Omix, and from
14 otherwise competing unfairly with Omix in any manner; and

15 3. Making any use of the RUGGED RIDGE mark or confusingly similar
16 variations thereof, alone or in combination with any other letters, words, letter strings,
17 phrases, or designs, in commerce or in connection with any business or for any purpose
18 whatsoever.

19 **IT IS FURTHER ORDERED** that Defendants destroy any and all literature, products,
20 forms, promotional materials, prints, advertising matter, circulars, stationary, labels, tags,
21 wrappers, packaging, plates, stencils, sips and other materials used in preparation of, or bearing
22 any designation consisting of or including or incorporating the term "Rugged Ridge."

23 **IT IS FURTHER ORDERED** that Defendants destroy any products which infringe on
24 Omix's United States Patent Nos. US 9,145,084 B2, US D749,995 S, and US D692,290 S.
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